



Docket No. 10527US16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Martin, et al.

Serial No. 09/863,722

Filed: May 23, 2001

For: IMPROVED COMPUTER JUKEBOX
AND JUKEBOX NETWORK

Examiner: Dixon, Thomas A.

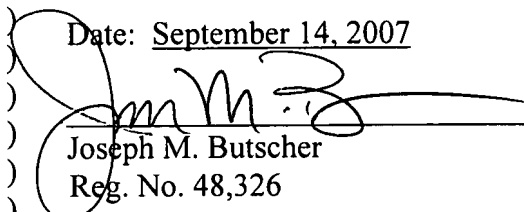
Group Art Unit: 3628

Confirmation No. 2165

CERTIFICATE OF MAILING

I hereby certify that on the date indicated below this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: September 14, 2007


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Reg. No. 48,326

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patent
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 1.56, it is respectfully requested that the references listed on the attached form be considered in the examination of the above-identified patent application. Copies of the references are enclosed. The references are being filed in a sealed envelope labeled "MATERIAL SUBJECT TO PROTECTIVE ORDER -- NOT OPEN TO PUBLIC. TO BE OPENED ONLY BY EXAMINER OR OTHER AUTHORIZED U.S. PATENT AND TRADEMARK OFFICE EMPLOYEE." Additionally, the Applicants are filing a petition under 37 CFR 1.59 and fee therefor to expunge the information, if found not to be important to a reasonable examiner in deciding whether to allow the application to issue as a patent.

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Nevertheless, consideration of the listed references in the examination of the present patent application is respectfully requested.

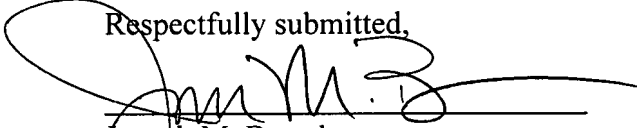
This submission is in no way intended as an admission that the listed references constitute prior art under any subsection of 35 U.S.C. § 102. The Applicants expressly retain the right to take any actions necessary to remove the listed references from the available prior art.

The Applicants note that the enclosed references include documents that have been designated as "CONFIDENTIAL" and used as exhibits during the depositions of David Neuhoff and David Anderson. The transcripts of the Neuhoff and Anderson depositions were submitted in an Information Disclosure Statement on August 9, 2007, along with exhibits that had not been designated as "Confidential".

The Applicants note that some of the enclosed references bear exhibit labels and/or Bates numbers (e.g., "NEU005714"). These exhibit labels and/or Bates numbers do not appear in the original versions of the references. Rather, they were added during litigation.

Pursuant to 37 C.F.R. § 1.97(c), the fee for this information disclosure statement is \$180. The Commissioner is authorized to charge this fee, and any other necessary fees in connection with this statement, to Deposit Account 13-0017.

Respectfully submitted,



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Date: September 14, 2007
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